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Date January 6, 2004

To EXAMINER V. FORD
Group Art Unit 1645
U.S. Patent and Trademark Office
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From Anita L. Meiklejohn, Ph.D.

Re USSN 09/673,605 - O'Toole et al.
Our Ref.: 00246-266US1

Number of pages
including this page 9

Message

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Attorney's Docket No.: 00246-266US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : George A. O'Toole et al. Art Unit : 1645
Serial No. : 09/673,605 Examiner : V. Ford
Filed : December 31, 2001
Title : REGULATION OF BIOFILM FORMATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUBMISSION OF COPY OF DECEMBER 20, 2000 PRELIMINARY AMENDMENT

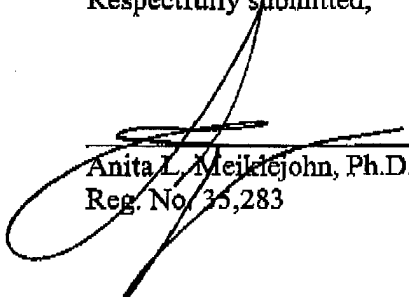
As discussed with Examiner Ford, enclosed is a copy of the December 20, 2000 Preliminary Amendment and a copy of a postcard stamped by the USPTO verifying that the Preliminary Amendment and a check for \$332.00 was received on December 27, 2000.

Applicants request that the October 2, 2003 Restriction Requirement, which did not take into account the claims in the December 20, 2000 Preliminary Amendment, be withdrawn and a new Restriction Requirement be issued.

Please apply any other charges or credits to deposit account 06-1050.

Respectfully submitted,

Date: 6 JAN 2004


Anita L. Meiklejohn, Ph.D.
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****PROSECUTION******PATENT**ATTORNEY DOCKET NUMBER: 00246/505003

The U.S. PTO date stamp sets forth the date of receipt of:

Applicant/Patentee: George O'Toole et al.Serial/Patent Number: 09/673,605Filed/Issued: October 17, 2000Title: REGULATION OF BIOFILM FORMATION

| | | | |
|---|-------------------|---|---------------|
| <input type="checkbox"/> Transmittal Letter | Pages: _____ | <input type="checkbox"/> Declaration & POA | Pages: _____ |
| <input type="checkbox"/> Notice of Missing Parts | Pages: _____ | <input type="checkbox"/> Assignment & Cover Sheet | Pages: _____ |
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| <input type="checkbox"/> Extension of Time | Pages: _____ | <input type="checkbox"/> Preliminary Amendment | Pages: _____ |
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☒ Other Preliminary Amendment Pages: 6Atty/Secy: KBB/SJE (Smb) Client/Matter Name: Harvard/BioFilm U.S. Natl. Date: 12/20/00**COPY**

PATENT

ATTORNEY DOCKET NO. 00246/505003

Certificate of Mailing: Date of Deposit: December 20, 2000

I hereby certify under 37 C.F.R. § 1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Susan M. Barry
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Susan M. Barry
Signature of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: George O'Toole et al.

Art Unit: Not yet Assigned

Serial No.: 09/673,605

Examiner: Not yet Assigned

Filed: October 17, 2000

Title: REGULATION OF BIOFILM FORMATION

Assistant Commissioner for Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT

Kindly amend the application as follows.

In the Claims:**COPY**

Please amend claims 23, 36, and 38 as follows.

23. (Amended) The method of claim 40 [22], wherein *sad* polypeptide is encoded by a *Pseudomonas fluorescens sad* gene.

36. (Amended) The method of claim 34, wherein at least 5% [,10%, 25%, 50%,